

1 Joseph J. Tabacco, Jr. (SBN 75484)
 2 Christopher T. Heffelfinger (SBN 118058)
 2 Todd A Seaver (SBN 271067)
 3 Matthew Ruan (SBN 264409)
 3 **BERMAN DEVALERIO**
 4 One California Street, Suite 900
 4 San Francisco, CA 94111
 5 Telephone: (415) 433-3200
 5 Facsimile: (415) 433-6382
 6 Email: jtabacco@bermandevalerio.com
 6 cheffelfinger@bermandevalerio.com
 7 tseaver@bermandevalerio.com
 7 mruan@bermandevalerio.com

8 *Counsel for Plaintiffs & the Proposed Class*

9 Keith Eggleton (SBN 159842)
 10 Dylan J. Liddiard (SBN 203055)
 10 **WILSON SONSINI GOODRICH &**
 11 **ROSATI**
 11 650 Page Mill Road
 12 Palo Alto, CA 94304
 12 Telephone: (650) 493-9300
 13 Facsimile: (650) 565-5100
 13 Email: keggleton@wsgr.com
 13 dliddiard@wsgr.com

9 Jonathan M. Jacobson (*pro hac vice*)
 10 **WILSON SONSINI GOODRICH &**
 11 **ROSATI**

12 1301 Avenue of the Americas, 40th Floor
 13 New York, NY 10019
 13 Telephone: (212) 999-5800
 14 Facsimile: (212) 999-5899
 14 Email: jjacobson@wsgr.com

15 *Counsel for Defendant Netflix*

16 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA**
 17 **OAKLAND DIVISION**

IN RE ONLINE DVD RENTAL ANTITRUST LITIGATION	Master File No. 4:09-md-2029 PJH MDL No. 2029 Hon. Phyllis J. Hamilton
This document relates to: ALL ACTIONS	STIPULATION AND [PROPOSED] ORDER WITHDRAWING PLAINTIFFS' MOTION TO EXCLUDE TESTIMONY OF DEFENDANT NETFLIX, INC.'S PROPOSED DAMAGES EXPERT: DR. MARY COLEMAN

1 WHEREAS, Plaintiffs filed a Motion to Exclude Testimony of Defendant Netflix's
2 Proposed Damages Expert: Dr. Mary Coleman on Mary 11, 2011(the "Motion"), which sought to
3 exclude certain portions of the testimony of Dr. Coleman, Netflix's proposed antitrust damages
4 expert;

5 WHEREAS, Netflix and Dr. Coleman have agreed to revise such testimony, as reflected
6 in Exhibit A (the "Revised Report of Dr. Mary Coleman, dated May 12, 2011," attached hereto)
7 to eliminate the testimony which Plaintiffs' Motion sought to exclude;

8 NOW, THEREFORE, the undersigned parties hereby stipulate as follows:

9 1. Plaintiffs' Motion (ECF No. 396) is hereby withdrawn and that the August 31, 2011
10 hearing date for the Motion may be vacated.
11 2. Plaintiffs do not waive, but instead expressly reserve, any and all other objections to
12 the admissibility of Dr. Coleman's testimony they might otherwise have a right to
13 advance.

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15 Dated: June 9, 2011

Respectfully submitted,

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By: /s/ Matthew Ruan
Matthew Ruan

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Joseph J. Tabacco, Jr.
Christopher T. Heffelfinger
Todd A. Seaver
BERMAN DE VALERIO
One California Street, Suite 900
San Francisco, CA 94111
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Facsimile: (415) 433-6382
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tseaver@bermandevalerio.com
mruan@bermandevalerio.com

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1 Dated: June 9, 2011

Respectfully submitted,

3 By: /s/ Dylan J. Liddiard
4 Dylan J. Liddiard

5 Keith Eggleton
6 WILSON SONSINI GOODRICH & ROSATI
7 650 Page Mill Road
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Facsimile: (650) 565-5100
Email: keggleton@wsgr.com
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13 New York, NY 10019
Telephone: (212) 999-5800
Facsimile: (212) 999-5899
Email: jjacobson@wsgr.com

14 Counsel for Defendant Netflix

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19 **IT IS SO ORDERED.**

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21 Dated: 6/13/11

22 By:

23 Hon. Phyllis J. Hamilton
24 United States District Judge
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E-FILING SIGNATURE ATTESTATION

I, Dylan J. Liddiard, am the ECF User whose ID and password was used to file this
**STIPULATION AND [PROPOSED] ORDER WITHDRAWING PLAINTIFFS' MOTION
TO EXCLUDE TESTIMONY OF DEFENDANT NETFLIX, INC.'S PROPOSED
DAMAGES EXPERT: DR. MARY COLEMAN.** In compliance with General Order 45 ¶
X.B., I hereby attest that Matthew Ruan, counsel for Plaintiffs and the Proposed Class, concurred
in this filing.

Dated: June 9, 2011

By: /s/ Dylan J. Liddiard

Dylan J. Liddiard